



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/663,814	09/17/2003	Michael E. Caban	38763.1540	4052
28765	7590	07/01/2005	EXAMINER	
WINSTON & STRAWN LLP 1700 K STREET, N.W. WASHINGTON, DC 20006				NGUYEN, ANTHONY H
			ART UNIT	PAPER NUMBER
			2854	

DATE MAILED: 07/01/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

EJ

Office Action Summary	Application No.	Applicant(s)	
	10/663,814	CABAN ET AL.	
	Examiner	Art Unit	
	Anthony H. Nguyen	2854	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 13 June 2005.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1,3-7,9-12,21,23-30,32-34,36-38 and 40-44 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1,3-7,9-12,21,23-30,32-34,36-38 and 40-44 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
 Paper No(s)/Mail Date _____
- 4) Interview Summary (PTO-413)
 Paper No(s)/Mail Date _____
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: _____

DETAILED ACTION

Claim Rejections - 35 U.S.C. § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) a patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 3-7, 9-12, 21, 23-30, 32-34, 36-38 and 40-44 are rejected under 35 U.S.C. § 103 (a) as being unpatentable over Onishiet al. (US 5,751,306) in view Casper et al. (US 5,782,496).

With respect to claims 1, 6, 7, 12, 21, 26 and 42, Onishiet al. teaches a document and method of producing the document including the steps of providing a substrate having a base material 1 which includes a first face and a second face, a protection sheet 4 which is releasably adhered to the first face, a debris-removing coating 2 associated with the second face as shown in Fig.2 of Onishiet al. Onishi et al. does not teach the label which is releasably adhered to the first face of the substrate. Casper et al. teaches a label 22 or 33 which is releasably adhered the face of the substrate as shown in Figs.2 and 3 of Casper et al. In view of the teaching of Casper et al., it would have been obvious to one of ordinary skill in the art to modify the document of Onishiet al. by substituting the label as taught by Casper et al. for ensuring optimal print quality on a label in place of the protective sheet 4 of Onishiet al. With respect to claims 3,9, 23, 34, 38, 43 and 44 the selection of the desired debris-removing coating

having a desired brand or product or a laser-receptive cleansing and the step of re-passing the document through the printer for printing or cleaning would be obvious through routine experimentation in order to get optimum cleaning effects. With respect to claims 4, 10 and 25, Onishiet al. teaches the conventional use of polymeric coating (Onishiet al., col. 3 line 8). With respect to claims 5, 11 and 24, the use of the substrate which includes a color sheet is well known in the art. With respect to claims 27-30, the debris-removing coating layer 2 of Onishiet al. inherently removes contamination in the printer such as ink deposits, paper dust deposits or the adhesive build-up.

Response to Arguments

Applicants' arguments filed on June 13, 20058, 2004 have been fully considered but they are not persuasive of any error in view of the new ground(s) of rejections.

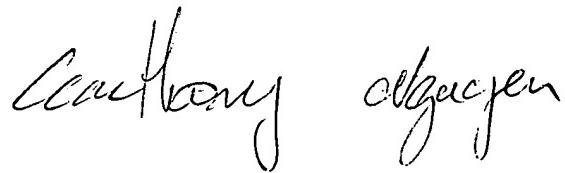
Conclusion

The patent Okada et al. is cited to show other structure and method having obvious similarities to the claimed structure and method.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anthony Nguyen whose telephone number is (571) 272-2169. The examiner can normally be reached daily from 9 AM to 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Hirshfeld, can be reached on (571) 272-2168.

The fax phone number for this Group is (703) 872-9306.

A handwritten signature in black ink, appearing to read "Anthony Nguyen". The signature is fluid and cursive, with "Anthony" on the left and "Nguyen" on the right, though the two names are connected.

Anthony Nguyen
6/25/05
Patent Examiner
Technology Center 2800